

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PROPOSED ADJUSTMENT OF THE WHOLESALE )  
WATER SERVICE RATES OF THE CITY OF ) CASE NO. 2005-00297  
WILLIAMSTOWN )

ORDER

The city of Williamstown, Kentucky (“Williamstown”) proposes to adjust its existing rate for wholesale water service to Bullock Pen Water District (“Bullock District”) and Corinth Water District (“Corinth District”) effective for service on and after September 1, 2005. Bullock District objects to the proposed adjustment and requests an investigation of the proposed adjustment.

Having considered the proposed rate revision and being otherwise sufficiently advised, the Commission finds that, pursuant to KRS 278.190, further proceedings are necessary to determine the reasonableness of the proposed rate revision.<sup>1</sup> The Commission further finds that the intervention of Bullock District is likely to present issues or to develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting this proceeding.

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<sup>1</sup> The Commission notes that on July 12, 2005, Commission Staff issued letters to Williamstown’s legal counsel in which it stated that the proposed wholesale rates had been accepted. Commission Staff issued these letters in error and without adequate consideration of Bullock District’s request for investigation of the proposed wholesale rate schedule. As the proposed rate schedule does not become effective until September 1, 2005, the Commission may at any time prior to that date suspend the operation of the proposed rate schedule. See KRS 278.190(2). See also Union Light, Heat and Power Co. v. Public Service Commission, Ky., 271 S.W.2d 361, 365 (1954) (“the commission, like a court, acts and speaks only through its written orders.”). Commission Staff’s actions do not substitute for an Order of this Commission. Bee’s Old Reliable Shows, Inc. v. Kentucky Power Co., Ky., 334 S.W.2d 765 (1960).

IT IS THEREFORE ORDERED that:

1. Williamstown's proposed rate revision is suspended for 5 months from September 1, 2005 up to and including January 31, 2006.

2. Bullock District is granted full intervention status in this proceeding.

3. The procedural schedule set forth in Appendix A to this Order shall be followed.

4. a. All interrogatories and requests for production of documents shall be appropriately indexed. All responses shall include the name of the witness who will be responsible for responding to the questions related to the information provided, with copies to all parties of record and 6 copies to the Commission.

b. Each response shall be under oath or accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. A party shall make timely amendment to any prior response if it obtains information upon the basis of which it knows that the response was incorrect when made, or though correct when made is now incorrect in any material respect.

d. For any request to which a party refuses to furnish the requested information, that party shall provide a written explanation of the specific grounds for its failure to furnish.

5. At any hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted.

6. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

7. All documents that this Order requires to be filed with the Commission shall be served upon all other parties.

8. To be timely filed with the Commission, a document must be received by the Commission within the specified time for filing except that any document shall be deemed timely filed if it has been transmitted by United States express mail, or by other recognized mail carriers, with the date the transmitting agency received said document from the sender noted by the transmitting agency on the outside of the container used for transmitting, within the time allowed for filing.

9. Service of any document or pleading shall be made in accordance with Administrative Regulation 807 KAR 5:001, Section 3(7), and Kentucky Civil Rule 5.02.

10. Williamstown shall, no later than August 26, 2005, file with the Commission the original and 6 copies of the information listed in Appendix B, with a copy to all parties of record. Each copy of the requested information shall be placed in a bound volume with each item tabbed. When a number of sheets are required for an item, each sheet should be appropriately indexed, for example, Item 1(a), Sheet 2 of 6. Williamstown's response shall conform to the requirements set forth in Paragraph 4 of this Order.

11. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 26<sup>th</sup> day of July, 2005.

By the Commission

ATTEST:



Executive Director

Case No. 2005-00297

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2005-00297 DATED July 26, 2005

- Williamstown shall file its response to the Commission's request  
for information no later than ..... 08/26/2005
- Intervenors and Commission Staff shall serve their first set of inter-  
rogatories and requests for production of documents upon Williamstown  
no later than ..... 09/09/2005
- Williamstown shall file with the Commission and serve upon all parties  
of record and Commission Staff its responses to the first set of  
interrogatories and requests for production of documents no later than..... 09/23/2005
- Intervenors and Commission Staff shall serve their second set of inter-  
rogatories and requests for production of documents upon Williamstown  
no later than ..... 10/07/2005
- Williamstown shall file with the Commission and serve upon all parties  
of record and Commission Staff its responses to the second set of  
interrogatories and requests for production of documents no later than..... 10/21/2005
- Intervenor testimony, if any, shall be filed with the Commission  
and served upon all parties of record in verified prepared form  
no later than ..... 11/04/2005
- Parties and Commission Staff shall serve interrogatories and  
requests for production of documents upon Intervenors no later than ..... 11/18/2005
- Intervenors shall file with the Commission and serve upon all other parties  
of record and Commission Staff their responses to interrogatories and  
requests for production of documents no later than ..... 11/29/2005
- Public Hearing, beginning at 9:30 a.m., Eastern Standard Time,  
at the Commission's offices at 211 Sower Boulevard, Frankfort,  
Kentucky, for the purpose of cross-examination of witnesses..... 12/06/2005

## APPENDIX B

### APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2005-00297 DATED July 26, 2005

1. Provide in written verified form the direct testimony of each witness that Williamstown intends to call at the scheduled hearing in this matter.

2. Provide the independent auditor's reports for Williamstown's water operations and sewer operations, shown separately, for the fiscal years ending June 30, 2002, June 30, 2003, and June 30, 2004.

3. a. State the 12-month test period upon which Williamstown bases its proposed rate adjustment.

b. Explain why this test period was chosen.

4. Provide the general ledgers for Williamstown's water and sewer operations for the proposed test period and the most recently concluded fiscal year. These general ledgers shall include all check registers and spreadsheets used to record and track financial transactions.

5. For each outstanding revenue bond issuance related to Williamstown's water and sewer operations, provide:

a. The bond ordinance or resolution authorizing the issuance of revenue bonds.

b. An amortization schedule.

c. A detailed explanation of why the debt was incurred.

d. A calculation of the annual debt service payment, including all required payments to debt service reserve accounts or funds, for each of the next 3 years.

6. List all persons on Williamstown's payroll during the proposed test period. For each employee, state his or her job duties, total wages paid during the fiscal year, current salary or wage rate, and the percentage of work hours spent performing duties for each city division (e.g., water, sewer, police department, public works) during the fiscal year. If Williamstown's records do not permit the allocation of an employee's work hours among city divisions, provide an estimate for each employee and explain how Williamstown derived the estimate.

7. For each employee listed in Item 6, describe how Williamstown allocated his or her payroll and payroll overhead charges to each city division for the proposed test period. This response shall include a detailed explanation of all allocation procedures. Payroll overhead charges include payroll taxes, health insurance premiums, pension costs, and any other employee benefit costs.

8. a. List all joint or shared costs that Williamstown incurred during the proposed test period. For each cost, list the vendor, total expense amount, amounts allocated per division, and the basis for allocation.

b. Describe the procedures to allocate joint and shared costs among Williamstown's divisions for the proposed test period.

c. Provide all internal memorandums, policy statements, correspondence and documents related to the allocation of joint and shared costs.

9. Provide detailed depreciation schedules for the water and sewer divisions. A separate schedule shall be provided for each division.

10. Provide an adjusted trial balance and audit adjustments for the proposed test period and the most recently completed fiscal year. The trial balance shall be traced and referenced directly to the general ledgers requested in Item 4.

11. Provide the "Enterprise Funds Uniform Financial Information Report" that Williamstown submitted to the Kentucky Department of Local Government for the fiscal years ending June 30, 2002, June 30, 2003, and June 30, 2004.

12. a. Identify all persons or entities to which Williamstown provides wholesale water service.

b. For each customer listed above, provide for each of the previous 24 months its monthly water usage and the amount that Williamstown charged it for service.

13. a. Complete the table below:

<b>Water Main Size</b>	<b>Total Miles Of Line</b>	<b>Miles Of Lines Used By Williamstown To Serve Its Wholesale Customers</b>
16"		
14"		
12"		
10"		
8"		
6"		
4"		
2"		

b. Who paid for the water main(s) that Williamstown uses to deliver water to Williamstown's wholesale customer(s)?

14. a. What is the maximum capacity of Williamstown's water treatment plant?

b. For each of the customers listed in response to Item 12(a), state:

(1) The amount of Williamstown's total water treatment plant capacity currently reserved for that customer.

(2) The minimum and maximum quantity of water (in gallons) that the customer may purchase in a month under the terms of its present water purchase contract with Williamstown.

c. Describe the changes, if any, that Williamstown expects within the next 3 years in the level of water treatment capacity reserved for each of the customers listed in Item 12(a) and state the reason(s) for Williamstown's expectations.

15. a. Who owns the master meter(s) through which Williamstown provides water to the customers listed in Item 12(a)?

b. Through how many master meters does Williamstown provide water service to each of the customers listed in Item 12(a)?

c. Who is responsible for maintaining these master meters?

16. Provide a system map showing all Williamstown facilities that are used to serve the customers listed in Item 12(a). This map shall, at a minimum, show all master meters, pumping stations, storage tanks, water transmission mains and water distribution mains used to serve the customers listed in Item 12(a). The size of all mains shall be clearly indicated on this map.

17. What portion, if any, of Williamstown's water main(s) that serve the customers listed in Item 12(a) are gravity fed?

18. a. List Williamstown's water sales (in gallons) for each month of the previous 36 months for each of its wholesale customers and for its retail customers.

b. List the total amount billed by Williamstown for water service for each month of the previous 36 months to each of its wholesale customers and to its retail customers.

19. Provide Williamstown's current rate schedule for its retail customers and for each of its wholesale customers.

20. Complete the table below:

<b>Williamstown</b>	<b>Gallons for Test Period</b>	<b>Gallons for Fiscal Year Ending June 30, 2004</b>
Plant Use		
Line Loss (Unaccounted for)		
Sales to Retail		
Sales to Bullock District		
Sales to Other Wholesale Customers		
Total Produced and Purchased		
Total Sold		

21. a. State whether Williamstown provides unmetered water service to any entities (e.g., service to municipal buildings, fire departments or protection services).

b. If unmetered service is provided, then for each type of service, estimate the percentage of the total unmetered amount.

22. Provide a copy of the cost-of-service study upon which the proposed rate is based.

23. a. Identify the person who prepared the cost-of-service study upon which the proposed rate is based.

b. Provide the preparer's curriculum vitae.

c. List all cases before the Commission in which the preparer has submitted a cost-of-service study.

d. List all utilities (municipal or public) for which the preparer has prepared a cost-of-service study. For each utility, identify the type of utility service (water or sewer) for which the report was prepared.

24. If the proposed rate is not based upon a cost-of-service study, describe how Williamstown determined the proposed wholesale rate and state who participated in the determination.

25. Provide the ordinance or resolution of the Williamstown City Council in which the proposed rate adjustment was approved.

26. Provide the minutes of each meeting of the Williamstown City Council since January 1, 2002 in which a proposed rate adjustment to Williamstown's wholesale customers was discussed.

27. Provide a copy of all correspondence, electronic mail messages, or other written communications between Williamstown and its wholesale customers since January 1, 2000 regarding revisions to Williamstown's wholesale rate.

28. Provide all contracts for water service between Williamstown and Bullock District and/or Corinth District that have not been filed with the Commission.

29. a. State the annual effect of the proposed rate adjustment on Williamstown's revenues from wholesale water service to each of its wholesale water service customers.

b. Show all calculations made and state all assumptions used to derive the response to Item 29(a).